

Docket No. 251306US2



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Kazuhito KISHI, et al.

SERIAL NUMBER: 10/814,161

ATTN: APPLICATION BRANCH

FILING DATE: April 1, 2004

FOR: FIXING UNIT, IMAGE FORMING APPARATUS AND METHOD OF DETERMINING  
TEMPERATURE DETECTING POSITION OF TEMPERATURE SENSOR

**FILING OF DECLARATION UNDER 37 CFR 1.53(f)**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the notification dated June 16, 2004, and in accordance with the provisions of 37 CFR 1.53(f),  
Applicants submit herewith a Rule 63 Declaration.

The required fee was paid at the time of filing the application.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable  
action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

A handwritten signature in black ink, appearing to read "Joseph A. Scafetta, Jr." It is written in a cursive style with a long, sweeping line.

Marvin J. Spivak

Registration No.: 24,913

Joseph A. Scafetta, Jr.

Registration No. 26, 803

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(OSMMN 05/03)

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OBLON  
SPIVAK  
McCLELLAND  
MAIER  
&  
NEUSTADT  
P.C.  

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ATTORNEYS AT LAW

ATTN: APPLICATION BRANCH  
**THIS IS A RESPONSE TO A  
NOTICE TO FILE MISSING  
PARTS OF AN APPLICATION**

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

Re: Inventor: Kazuhito KISHI, et al.  
Serial No: 10/814,161  
Filed: April 1, 2004  
For: FIXING UNIT, IMAGE FORMING APPARATUS AND METHOD OF  
DETERMINING TEMPERATURE DETECTING POSITION OF  
TEMPERATURE SENSOR

SIR:

Attached hereto for filing are the following papers:

Notice to File Missing Parts  
Filing of Declaration/Declaration  
Information Disclosure Statement  
IDS Related/List of Related Cases  
PTO-1449 (2)/Cited References (1)  
Cited Pending Applications (3)  
Statement of Relevancy  
Filing of Supplemental Application Data Sheet/Supplemental Application Data Sheet

Our check in the amount of \$0.00 is attached covering any required fees. In the event that any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 CFR 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 CFR 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

  
Marvin J. Spivak

Registration No. 24,913

  
Joseph A. Scafetta, Jr.  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/814,161	04/01/2004	Kazuhito Kishi	251306US2

22850  
OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.  
1940 DUKE STREET  
ALEXANDRIA, VA 22314

CONFIRMATION NO. 7391  
FORMALITIES LETTER  
  
\*OC000000012965088\*

Date Mailed: 06/16/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

*Guy*

Customer Service Center  
 Initial Patent Examination Division (703) 308-1202  
 PART 2 - COPY TO BE RETURNED WITH RESPONSE